

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

January 29, 1990

 Date of filing in State Engineer's Office..... ~~NOV 25 1977~~ New priority date ~~NOV 21 1985~~

Returned to applicant for correction.....

 Corrected application filed..... MAY 26 1978 Map filed..... MAY 12 1978
The applicant..... Cline's Pinenut Lodge, Inc.Box 186of..... Ely

Street and No. or P.O. Box No.

City or Town

Nevada 89301

State and Zip Code No.

....., hereby make S application for permission to change theplace of use and point of diversion/applied forof water heretofore appropriated under..... application 33318

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is..... underground
Name of stream, lake or other source.
2. The amount of water to be changed..... 0.12
Second feet, acre feet.
3. The water to be used for..... commercial
If for stock state number and kind of animals.
4. The water heretofore used for..... commercial
If for stock state number and kind of animals.
5. The water is to be diverted at the following point..... within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 29, T10N,
R22E, MDB&M, from which the south quarter corner of sec. 29 bears
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
S 86° 24' 05" E, 1,431.06 feet
stated.
6. The existing point of diversion is located within..... the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 29, T10N, R22E,
MDB&M, from which the southwest corner of said sec. 29 bears S
If point of diversion is not changed, do not answer.
86° 27' W, 1196.4 feet.
7. Proposed place of use..... portions of tract 38 and of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
SW $\frac{1}{4}$ NW $\frac{1}{4}$ of sec. 32, and portions of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 29,
all in T10N, R22E, MDB&M.
8. Existing place of use..... portions of SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 29, T10N,
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
R22E, MDB&M.
9. Use will be from..... Jan. 1..... to..... Dec. 31..... of each year.
Day and Month Day and Month
10. Use has been from..... Jan. 1..... to..... Dec. 31..... of each year.
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... water from existing well will be
State manner in which water is to be diverted, whether by dam or other works.
diverted to enlarged place of use via pipeline.
whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works.....\$1,000.....
- 13. Estimated time required to construct works.....2 months.....
- 14. Estimated time required to complete the application of water to beneficial use.....1 year.....
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....Commercial use, refer to application #33318 and Permit #26261.....

Compared lp/ga jm/bl Applicant Cline's Pinenut Lodge, Inc.
By s/ Robert G. Downer
Robert G. Downer, State Water Rights
Surveyor 393, 2612 Silver Sage
Carson City, Nevada 89701
APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 33318 is issued subject to the terms and conditions imposed in said Permit 33318 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.
The combined total duty of water under this Permit and Permit 34655 shall not exceed 2.756 million gallons per annum.

CANCELLED NOV 18 1999 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
[Signature] STATE ENGINEER

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.12.....cubic feet per second, but not to exceed 2.756 million gallons annually.

Actual construction work shall begin on or before.....September 5, 1979.....
Proof of commencement of work shall be filed before.....October 5, 1979.....
Work must be prosecuted with reasonable diligence and be completed on or before.....September 5, 1980.....
Proof of completion of work shall be filed before.....October 5, 1980.....
Application of water to beneficial use shall be made on or before.....September 5, 1982.....
Proof of the application of water to beneficial use shall be filed on or before.....October 5, 1982.....
Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....OCT 22 1979.....
Completion of work filed.....OCT 22 1979.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 5th day of MARCH

A.D. 19 79
CANCELLED DEC 23 1983
BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Recorded NOV 12 1985 Bk 5 Page 44
[Signature] STATE ENGINEER
Cancellation recorded 11-25-85